GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public servants - Department of Tribal Welfare – Certain allegations against Sri B. Desaiah, the then Deputy Executive Engineer (now retired), ITDA Seethampeta, Srikakulam District in "execution of roads to unconnected habitations in hilly terrain (Ghat portions) pertains to ITDA, Seetampeta of Parvatipuram Manyam (erstwhile Srikakulam District) sanctioned under the Educational Infrastructure Grant of Scheduled Tribes Component" - Vigilance report received - Initiation of departmental proceedings under Rule 20 of A.P.C.S.(CC&A) Rules 1991 – Article of Charges – Issued.

DEPARTMENT OF TRIBAL WELFARE (SER)

G.O.RT.No.29 **Date.13.03.2025**

Read the following: -

1.From the GA (V&E) Dept., Vigilance Report No.41 (C. No. 706&47 46 /V &E / Engg / 2O21 / RJMv), Dt. 1 3-09- 2023.
2. G.O.Rt.No.28, Department of Tribal Welfare(SER), dt.13.03.2025

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O R D E R :

It is proposed to hold an enquiry against Sri B. Desaiah, the then
Deputy Executive Engineer retired from service on 31-10-2021, ITDA Seethampeta, Srikakulam District in accordance with the procedure laid down in Rule 20 of A.P.C.S. (CCA) Rule, 1991

2. The substance of the imputations of misconduct or misbehaviour in respect of which is the inquiry is proposed to be held is set out in the enclosed statement of articles of charges

3. Sri B. Desaiah, the then Deputy Executive Engineer retired from service on 31-10-2021, ITDA Seethampeta, Srikakulam District is directed to submit within 10 days of the receipt of this order, a written statement of his defense.

4. Sri B. Desaiah, the then Deputy Executive Engineer retired from service on 31-10-2021, ITDA Seethampeta, Srikakulam District is informed that an inquiry will be held in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charges

5. Sri B. Desaiah, the then Deputy Executive Engineer retired from service on 31-10-2021, ITDA Seethampeta, Srikakulam District is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above further action will be processed based on the material available.

6. Sri B. Desaiah, the then Deputy Executive Engineer (Now retired), ITDA Seethampeta, Srikakulam District is invited to Rule 24 of the APCS (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed Sri B. Desaiah, the then Deputy Executive Engineer retired from service on 31-10-2021, ITDA Seethampeta, Srikakulam District is aware of such a representation and that it has been made at his instance and that action will be taken against him for violation of Rule 24 of A.P.C.S. (Conduct)
Rules, 1964.

7. The receipt of this proceedings, may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M M NAYAK
SECRETARY TO GOVERNMENT

To
Sri B. Desaiah, the then Deputy Executive Engineer (now retired), ITDA Seethampeta, Srikakulam District through Engineer-in-Chief, Tribal Welfare, Vijayawada.

Copy to:
The Engineer-in-Chief, Tribal Welfare, Vijayawada (With a request to serve the order on the individual and sent the served copy to Government)
The APVC, Velagapudi.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - I

Statement of article of charges framed against Sri B. Desaiah, the then Deputy Executive Engineer retired from service on 31-10-2021,ITDA Seetampeta, Srikakulam District:

Charge No: Sri B. Desaiah, the then Deputy Executive Engineer retired from service on 31-10-2021, ITDA Seetampeta, Srikakulam District has committed the following irregularities in execution of works 1) Formation of road by mechanical means road from Nelabonthu Bheempuram roadto Veerannaghat, Kerasingi GP of Meliaputti Mandal in Srikakulam District. Estimated cost Rs.4.00 lakh. 2) Formation of road from Sarubujjill road Murugadalova in Chorlangi GP of LN Peta Mandal of Srikakulam District. Estimated cost Rs.8.60 lakh and 3) Formation of road from Nelabonthu Bheempuram road to Mutyalabonthu in Kerasingi Panchayat of Meliaputti Mandal of Srikakulam District. Estimated cost Rs.6.90 lakh as follows:

1. The officer violated the specifications of clause 1603.4.1 of APD55 which shall be followed in 'Disposal of rock ' debris', due to which the actual execution of this item stood doubtful.

Hence, Disciplinary action as per rule 9(1) of AP Revised Pension Rules, 1980**.**

M M NAYAK
SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE II

Statement of imputations of misconduct or misbehaviour in support of the article of charges framed against Sri B. Desaiah, the then Deputy Executive Engineer retired from service on 31-10-2021, ITDA Seetampeta, Srikakulam District:

Basis of the charge: As per the Vigilance Report.41 (C. No. 706 &4746 /V&E/Engg/2021/RJMv), Dt.13.09.2023 of General Administration (Vigilance and Enforcement) Department, certain irregularities were committed in "execution of roads to unconnected habitations in hilly terrain (Ghat portions) pertains to ITDA, Seetampeta of Parvatipuram Manyam (erstwhile Srikakulam District) sanctioned under the Educational Infrastructure Grant of Scheduled Tribes Component ".

Sri B. Desaiah, the then Deputy Executive Engineer retired from service on 31-10-2021, ITDA Seetampeta, Srikakulam District has committed the following irregularities in execution of works:

1) Formation of road by mechanical means road from Nelabonthu Bheempuram roadto Veerannaghat, Kerasingi GP of Meliaputti Mandal in Srikakulam District. Estimated cost Rs.4.00 lakh. Technically sanctioned vide D.R.No.233/2017-18/DB/Dt 19.01.2018 and the agreement details are Agreement No.202/2017-18/Dt 04.01.2018 entrusted to Vice president VTDA, Nelabonthu(V) Pathapatnam (M) contract value Rs.3.57lakhs.

2) Formation of road from Sarubujjill road Murugadalova in Chorlangi GP of LN Peta Mandal of Srikakulam District. Estimated cost Rs.8.60 lakhs. Technically sanctioned vide D.R.No.23/2017-18/DB/Dt 19.01.2018 and the agreement details are Agreement No.203/2017-18/Dt 19.01.2018 entrusted to Vice president VTDA, Jambada(V) L.N.Peta (M) contract value Rs.7.73lakhs.

3) Formation of road from Nelabonthu Bheempuram road to Mutyalabonthu in Kerasingi Panchayat of Meliaputti Mandal of Srikakulam District. Estimated cost Rs.6.90 lakhs. Technically sanctioned vide D.R.No.228/2017-18/DB/Dt 19.01.2018 and the agreement details are Agreement No.206/2017-18/Dt 19.01.2018 entrusted to Vice president VTDA, Nelabonthu(V) Meliaputti (M) contract value Rs.6.13lakhs.

As per clause 1603.4.1 (Safe-disposal of debris), Chapter-1600 (Hill Road construction) of 'Specifications for Rural Roads' (Refer Annexure-A13), "Debris from excavation/blasting shall be disposed of systematically with due consideration to avoiding adverse effect on environment. It shall not be thrown haphazardly down the hill slopes as this is likely to trigger off land-slides, heavy siltation, choking of water channels/streams and damage to agricultural land and private/govt. property. It shall be stacked at identified locations along road-side or away from it to the satisfaction of the Engineer, as specified in the contract. It shall either be turfed or shall be provided with vegetative cover as per provisions of contract". Hence "debris was thrown down to the valley portion" is not acceptable and it is clear that the aforesaid officers accepted their violation of specification in this regard.

M M NAYAK
SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE III

List of documents by which the Article of charges framed against Sri B.Desaiah, the then Deputy Executive Engineer retired from service on 31-10-2021, ITDA Seetampeta, Srikakulam District:

1) From the GA (V&E) Dept., Vigilance Report No.41 (C. No.706& 4746 /V &E/Engg /2O21/ RJMV), Dt. 13-09- 2023.

M M NAYAK
SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - IV

List of witnesses by whom the Article of Charges framed against Sri B. Desaiah, the then Deputy Executive Engineer retired from service on 31-10-2021, ITDA Seetampeta, Srikakulam District:

List of Witnesses:

The concerned Vigilance & Enforcement Department officials have enquired into the allegations in "execution of roads to unconnected habitations in hilly terrain (Ghat portions) pertains to ITDA, Seetampeta of Parvatipuram Manyam (erstwhile Srikakulam District) sanctioned under the Educational Infrastructure Grant of Scheduled Tribes Component" executed by Tribal Welfare Engineering Department.

M M NAYAK
SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER